IN THE UNITED STATES COURT OF APPEALS

FOR THE FIFTH CIRCUIT

No. 12-40754

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

JAN - 4 2013

DAVID J. MALAND, CLERK
BY
DEPUTY

JAMES MATHEWS, JR.,

Plaintiff - Appellant

v.

CITY OF BEAUMONT; BECKY AMES; TYRONE COOPER; ANNE HUFF,

Defendants - Appellees

Appeal from the United States District Court for the
Eastern District of Texas, Beaumont

CLERK'S OFFICE:

Under 5th Cir. R.42.3, the appeal is dismissed as of December 11, 2012, for want of prosecution. The appellant failed to timely file appellant's brief and record excerpts.

LYLE W. CAYCE
Clerk of the United States Court
of Appeals for the Fifth Circuit

By: ____________________
Linda B. Miles, Deputy Clerk

ENTERED AT THE DIRECTION OF THE COURT

A true copy
Attest:
Clerk, U. S. Court of Appeals, Fifth Circuit
Deputy

DEC 11 2012